

# PROCEEDINGS OF COMMON COUNCIL.

ADJOURNED SESSION—APRIL 12, 1886.

The Common Council of the City of Indianapolis, met in the Council Chamber, Monday evening, April 12th, A. D. 1886, at eight o'clock, pursuant to adjournment.

PRESENT—Hon. Caleb S. Denny, Mayor, and *ex officio* President of the Common Council in the Chair, and 25 members, viz: Councilmen Benjamin, Burns, Coy, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Rooker, Smith, Smither, Stuckmeyer, Swain, Thalman, and Waterman.

ABSENT—None.

Councilman Stuckmeyer offered the following resolution :

*Resolved*, That the Indianapolis Water Company be, and is hereby, directed to lay water mains on Benton street, between Lord street and English avenue, and that the City Clerk be, and is hereby, directed to notify said company of the passage of this resolution; and the Chief Fire Engineer is directed to superintend the placing of the fire hydrants along said line, in accordance with the terms of the contract now existing between said company and the city.

And it was adopted by the following vote:

AYES, 21—viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Rooker, Smith, Smither, Stuckmeyer, Swain, and Waterman.

NAYS—None.

Councilman Rooker, in behalf of the Committee on Judiciary, the Mayor and City Attorney, to whom was referred G. O's. 9, 14 and 16, 1886, and other papers concerning the City Telephone service, reported that they had partially considered them, but were not ready to make a final report.

On motion, they were granted further time to report.

His Honor, the Mayor, submitted the following report; which was received:

To the Common Council and Board of Aldermen :

*Gentlemen:*—I herewith report the amount of fees and fines due the city, collected by me for the month of March, 1886, as follows:

Marshal's fees.....	\$181 85
Mayor's fees.....	138 80
Fines due city.....	20 40
Total.....	\$341 05

I have this day paid said fines and fees to the County Treasurer, for the use of said city, and filed his receipt therefor with the City Clerk.

April 12, 1886.                      Respectfully submitted,                      C. S. DENNY, Mayor.

The City Civil Engineer submitted the following report; which was received, and ordered filed with S. O. 50, 1886:

To the Mayor, Common Council and Board of Aldermen :

*Gentlemen:*—At your last meeting you instructed me to furnish you with an estimate of the cost, to the city, of the proposed block pavement improvement for Delaware street, between St. Clair and Seventh streets, according to the estimate submitted at said meeting by the Committee on Streets and Alleys and myself, which was as follows:

For red cedar, \$1.42.5 per square yard, or \$3.16 per lineal foot.	
For white cedar, \$1.22 per square yard, or \$2.70 per lineal foot.	
City portion wings and street alley crossings:	
2,445 square yards red cedar, at \$1.42 5.....	\$3,484 12
Curbing for foot bridges, 81.7 feet, at 40 cents.....	32 68
Total.....	\$3,516 80
Same for white cedar, at \$1.22 per yard.....	\$2,982 90
Same amount of curbing.....	32 68
Total.....	\$3,015 58

Respectfully submitted,  
S. H. SHEARER, City Civil Engineer.

The City Civil Engineer submitted the following report; which was received, and the estimate (presented therewith) approved:

To the Mayor, Common Council and Board of Aldermen :

*Gentlemen:*—I herewith report the following estimate of work done according to contract:

A first and final estimate in behalf of Joseph Bernauer, for grading and paving with brick, the sidewalks of Grant street, from West street to a point 545 feet west of West street.

1,013.60 lineal feet, at 29 cents.....	\$293 94
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Respectfully submitted,  
S. H. SHEARER, City Civil Engineer.

The following estimate resolution was read:

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of Joseph Bernauer, for grading and paving with brick the sidewalks of Grant street, from West street to a point 545 west of West street, be, and is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was adopted by the following vote:

**AYES, 22**—viz: Councilmen Burns, Coy, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Rooker, Smith, Smither, Stuckmeyer, Swain, Thalman, and Waterman.

**NAYS**—None.

The Chief Fire Engineer submitted the following report; which was received:

To His Honor, the Mayor, Common Council and Board of Aldermen:

*Gentlemen*:—In reply to your order to investigate what poles belonging to the Telephone Company are necessary to be maintained for the fire-alarm, and their cost, I will say that we are occupying a place on 450 poles of this company, which to replace will cost \$2,025.00. Of the above 450 poles, 168 have replaced old poles of the city's, while the remaining 282 are new poles or new routes, which are used by the Fire Department lines. Within the city limits the Telephone Company claim to have about 1,000 poles. The amount of \$2,025.00 does not include the placing, insulators, cross-arms, etc., which will be necessary.

Respectfully, J. H. WEBSTER, Chief Fire Engineer.

The City Attorney submitted the following:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen*:—I herewith submit the proposition from the bondsmen of Isaac N. Pattison, late City Treasurer, for settlement of their liability on said bond.

WM. L. TAYLOR, City Attorney.

IN THE MARION SUPERIOR COURT.

The State of Indiana <i>ex. rel.</i> City of Indianapolis vs. Isaac N. Pattison.	}	No. 35,143. Suit on Bond.
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W. L. TAYLOR, Esq., City Attorney:

*Dear Sir*:—The sureties upon the official bond of Isaac N. Pattison, late City Treasurer, submit the following proposition by way of compromise and settlement of the above entitled cause of action against them:

They will pay to the city \$30,000 00 cash in hand, and execute their promissory note for \$6,000.00, due six months after date, bearing interest at 5 per cent; their note for \$7,000.00, payable twelve months after date, bearing like interest, and their note for \$7,000.00, payable eighteen months after date, bearing like interest—making in all \$50,000 00. They will also guarantee that the property known as the "Pattison assets," now in the hands of Mr. Byfield, shall realize to the city the further sum of \$18,000.00; but in case a greater sum is realized therefrom, the excess shall be credited or belong to them.

Upon a complete fulfillment of the above conditions, they and each of them, to be released and forever discharged from all liability upon the said bond.

April 12th, 1886.

BURNS & SIDENSTICKER,  
Of counsel for sureties.

Councilman Rooker offered the following resolution:

**WHEREAS**, It is proposed by the sureties on the bond of I. N. Pattison, late City Treasurer, to pay for their release from said bond the sum of \$68,000.00 as follows to-wit: \$30,000.00 cash, and \$6,000.00 due in six months after date, with 5 per cent

interest; their note for \$7,000.00, payable in twelve months after date, bearing like interest, and their note for \$7,000.00, payable in eighteen months after date, bearing like interest—making in all \$50,000.00;

*And whereas,* They will guarantee that the property known as the "Pattison assets," now in the hands of Mr. Byfield, shall realize to the city the further sum of \$18,000.00, drawing the same rate of interest, and shall be paid within two years after date; but in case a greater sum is realized therefrom, the excess shall be credited or belong to them; therefore,

*Be it Resolved by the Common Council,* That the Mayor, President and Vice President of the Board of Aldermen and the City Attorney be, and they are hereby, authorized to accept said proposition, and close the same with said bondsmen, and receive the cash and approve of the security and guarantee offered, and make and sign the proper agreement between the city and said bondsmen, with the provision and agreement that said bondsmen are only to be released, and said Pattison held liable to the city on his bond, and upon the completion of said settlement and compromise between the city and said sureties, the City Attorney is authorized and directed to dismiss the suit now pending on said Pattison's bond, so far as the same is pending against said bondsmen.

And it was adopted, by the following vote:

**AYES,** 18—viz: Councilmen Benjamin, Burns, Coy, Cummings, Dell, Dunn, Haugh, Howes, Mack, McClelland, Newland, Pearson, Reynolds, Rooker, Smither, Swain, Thalman, and Waterman.

**NAYS,** 7—viz: Councilmen Edenharter, Herig, Markey, McGroarty, Reinecke, Smith, and Stuckmeyer.

The City Clerk presented the following communication from the Board of Metropolitan Police Commissioners:

*Indianapolis, Ind., April 12, 1886.*

To the Common Council and Board of Aldermen of the City of Indianapolis:

*Gentlemen.*—We respectfully report to your honorable bodies that the property adjoining the Station House on the south, 27½ feet front, can be purchased by the city for the use of the Police Department, for the sum of twenty-five hundred dollars; and we recommend the purchase at that price.

J. W. Murphy,  
M. A. Downing,  
Chas. Schurmann,  
Metropolitan Police Commissioners.

Which was received, and the recommendation adopted, by the following vote:

**AYES,** 22—viz: Councilmen Benjamin, Burns, Coy, Cummings, Dell, Dunn, Haugh, Herig, Howes, Mack, Markey, McGroarty, Newland, Pearson, Reinecke, Rooker, Smith, Smither, Stuckmeyer, Swain, Thalman, and Waterman.

**NAYS,** 3—viz: Councilmen Edenharter, McClelland, and Reynolds.

The City Attorney submitted the following report; which was read and received:

Hon. C. S. DENNY, Mayor:

*Dear Sir:*—In answer to your letter of the 8th inst., asking whether or not County Treasurer Miller is now required, by virtue of the writ of mandate issued by the Superior Court, to pay warrants of the city out of the money received from

the city tax duplicate, pending the appeal to the Supreme Court, I will say that said Miller has filed his bond, with Franklin Landers as surety, in the sum of ten thousand dollars, and the court holds that the filing of said bond will stay all proceedings on the writ until the Supreme Court decides the case as appealed. We will use every endeavor to hasten the final decision in the Supreme Court.

Yours respectfully,

April 10, 1886.

WM. L. TAYLOR, City Attorney.

Councilman Thalman, in behalf of the Committee on Finance, submitted the following resolution:

**WHEREAS**, The City of Indianapolis is in present need of funds to meet its current running expenses, which, for the month of April, will amount to the sum of \$20,000.00 over and above the money now in the hands of the County Treasurer belonging to said city which said Treaeurer now admits may be paid out on the city's warrants; and

*Whereas*, It has therefore become necessary to provide for such present necessities by making temporary loans in anticipation of the city's current year's revenues; therefore, be it

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis*, That a temporary loan of twenty thousand dollars (\$20,000.00) for said city, be, and the same is hereby, authorized and ordered to be negotiated: and the Mayor and City Clerk are hereby authorized to draw the warrants of said city for said amount due on or before May 12, 1886, drawing interest not exceeding five (5) per cent. per annum.

We recommend the adoption of the foregoing resolution.

Respectfully,

Isaac Thalman,  
John R. Pearson,  
Henry L. Smith,  
Joseph H. Howes,  
Julius F. Reinecke,  
Committee on Finance.

And it was adopted, by the following vote:

**AYES**, 23—viz: Councilmen Benjamin, Burns, Cummings, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reynolds, Rooker, Smith, Smither, Stuckmeyer, Swain, Thalman, and Waterman.

**NAYS**—None.

The Committee on Finance, through Councilman Thalman, submitted the following report; which was read and received:

To the Mayor and Common Council:

*Gentlemen*.—Your Finance Committee, to whom was referred two propositions for erecting lightning rods on the new City Hall, respectfully report that, in our opinion, rods should be erected. We also believe that A. J. Munson has the best rod. His proposition is to put it up in the most approved manner, and to the entire satisfaction of the Building Committee, for \$500.00, which price we consider low for the kind of rod he proposes to furnish. We submit the matter for your consideration.

Respectfully,

Isaac Thalman,  
John R. Pearson,  
Julius F. Reinecke,  
Joseph W. Howes,  
Committee on Finance.

Councilman Haugh offered the following motion relating to the above report:

That the City Hall Committee be instructed to have the City Hall properly roded with lightning rods, and that the Munson proposition be accepted.

Councilman Cummings moved to lay the motion on the table.

Which failed of adoption, by the following vote:

AYES, 2—viz: Councilmen Cummings, and Smither.

NAYS, 23—viz: Councilmen Benjamin, Burns, Coy, Dell, Dunn, Edenharter, Haugh, Herig, Howes, Mack, Markey, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Rooker, Smith, Stuckmeyer, Swain, Thalman, and Waterman.

And the original motion offered by Councilman Haugh, was then adopted.

The Committee on Accounts and Claims, through Councilman McClelland, submitted the following report; which was adopted:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—Your Committee on Accounts and Claims, to whom was referred the matter of allowing Thadeous Johnson the sum of thirty-five dollars for removing a stable from said Johnson's premises, by reason of the improvement of the "State Ditch," report as follows: We recommend that the sum of twenty-five dollars be allowed said Johnson, which sum shall be in full for all of said claim.

Respectfully submitted,

R. McClelland,  
A. L. Newland,  
D. F. Swain,

Committee on Accounts and Claims.

The Committee on Judiciary and City Attorney, through Councilman Rooker, submitted the following report; which was adopted:

To the Mayor and Common Council:

*Gentlemen:*—Your Committee on Judiciary and City Attorney, to whom was referred the petition of Frank McWhinney, praying for the refunding of taxes and interest paid the city on certain real estate lying outside of the corporation line, would respectfully report that on examination, we find that all of the lots, except three, mentioned in the petition, never have been legally annexed to the city, and that the city is legally liable for the amount of principal and interest at six per cent. from date of payment. We recommend that nothing be paid on Lot 14, J., B. & B's. addition, nor on Lot 10, Square 13, in McLain's southeast addition; nor on Lot 12, Square 13, in McLain's southeast addition—amounting in all, principal and interest, to \$60.00. We however recommend that the remaining part of the petition be granted, and that the petitioner be paid the sum of \$456.11, being the principal and interest and costs in full of all sums due said McWhinney from the city. All of the taxes so paid by petitioner, we find to have been paid within the past six years; and under the present Statute, together with the decision of the Supreme Court, in the late case of McWhinney vs. The City of Indianapolis, the claim of petitioner is valid.

Respectfully submitted,

C. F. Rooker,  
M. M. Cummings,  
Geo. F. Edenharter,  
Committee on Judiciary.

WM. L. TAYLOR, City Attorney.

Councilman Haugh, in behalf of a majority of the Committee on Public Light, submitted a report on G. O. 8, 1886, which was read; and later in the session, by consent, was withdrawn.

Councilman Rooker, of the Committee on Public Light, submitted the following minority report:

To the Mayor and Common Council of the City of Indianapolis:

18 *Gentlemen*.—As a member of the Committee on Public Light, to whom was referred General Ordinance No. 8, 1886, respectfully report that I do not entirely concur in the majority report of said committee. I would recommend to this Council the passage of a proper ordinance investing said H. B. Hibben and others,

First—With the privilege of furnishing natural gas only.

Second—No exclusive right to be granted.

Third—No right to be granted to put down mains through any public grounds.

Fourth—Said petitioners to be required to commence operations within ninety days after the passage of an ordinance, and to complete arrangements to furnish natural gas in sufficient quantities within one year from granting a charter, or the same to be void.

Fifth—No mains to be laid until it is fully demonstrated that natural gas can be had in sufficient quantities; and if demonstration fails, the charter to be void.

Sixth—The city to reserve a right to repeal at any time.

Seventh—No transfer of franchises granted to be allowed.

Respectfully submitted, C. F. ROOKER,  
Of the Public Light Committee.

On motion by Councilman Pearson, the minority report was laid on the table.

Councilman Reinecke moved to postpone action on the majority report until the next meeting.

Councilman Haugh moved to lay that motion on the table.

Which failed by the following vote:

**AYES**, 11—viz: Councilmen Coy, Cummings, Dunn, Haugh, Markey, McGroarty, Newland, Pearson, Smith, Smither, and Thalman.

**NAYS**, 14—viz: Councilmen Benjamin, Burns, Dell, Edenharter, Herig, Howes, Mack, McClelland, Reinecke, Reynolds, Rooker, Stuckmeyer, Swain and Waterman.

By consent, Councilman Haugh withdrew the majority report.

On motion, G. O. 8, 1886, was stricken from the files.

The Committee on Public Property, through Councilman Thalman, submitted the following report; which was adopted:

To the Mayor and Common Council:

*Gentlemen*.—Your Committee on Public Property, to whom was referred a motion that fifty dollars be appropriated for trees for Circle Park, would recommend that thirty dollars be appropriated, which we think would be sufficient.

Respectfully submitted,

Isaac Thalman,  
Edward Dunn,  
Fred J. Mack,  
Committee on Public Property.

Councilman Thalman presented the following petition:

To the Honorable, the Mayor, the Board of Aldermen, and the

Common Council of the City of Indianapolis:

*Gentlemen*.—The undersigned respectfully show to your honorable bodies, that they are the owners of, or agents for, the following lands and lots, to-wit:

Beginning at the southwest corner of Lot thirteen (13), in Samuel Patterson, Stoughton A. Fletcher, Jr., and James M. Ray's subdivision of part of the west part of Out-lot 149, in Indianapolis, and of the south forty (40) acres of fractional Section three (3), Township fifteen (15), north of Range three (3) east, recorded in Plat Book two (2), page 113, in the Recorder's office of Marion county, Indiana, and running thence northeastwardly along the north line of said Lot 13 and Lot nine (9), of said subdivision, to the south line of Lot four (4) of said subdivision; thence east along the south line of said Lot four (4) to a point on the east bank of the Mill Race; thence northwestwardly along the east bank of said Mill Race to the north line of the Cincinnati and Indianapolis Railroad's subdivision of the middle part of Section 3, Township 15, north of Range 3 east, as shown in Plat Book one, page 340, Recorder's office, Marion county, Indiana; thence west along the north line of Lots three and four, of said subdivision, to the east bank of White River; thence southeastwardly along the east bank of White River to the place of beginning.

That said lands are suburban lots or tracts of land not laid out in lots, but are large uncultivated areas hardly tillable, and much of the time good only for pasturage, and often not capable of even pasturage, because of the annual and disastrous overflows of the River thereupon, rendering them for the most part waste lands; that there are no houses upon said lands, and no one living or residing upon them. The undersigned believe and protest that said lands are not a part of the city, never having been properly annexed, or annexed at all, in fact, although the boundaries of the city were once extended so as to seem to include these tracts

The undersigned, therefore, without admitting that said lands were ever annexed to the city in proper manner, or at all, respectfully apply hereby to your honorable bodies to so modify the boundaries of said city so as to exclude therefrom all of such lots or tracts of land, to the great relief of the unfortunate owners of the lands, and the manifest benefit and advantage of the city. And your petitioners will ever pray, &c.

Louisa A. Wright, James C. Yohn, Henry D. Pierce,  
for himself and as agent; Magdalena Maus, Jay G.  
Voss, Helen M. Rockwood, Helen R. Edson, William  
E. Rockwood.

(See Revised Statutes, Section 3248. Ordinances of city, page 44.)

The Committee on the Boundaries of the City, submitted the following report and resolution:

To the Common Council:

*Gentlemen*.—Your Committee on Boundary, to whom was referred the petition of Louisa A. Wright, James C. Yohn and others, asking for the dis-annexation of certain unoccupied lands east of White River and west of the Mill Race, report that since the presentation of said original petition, the petitioners have withdrawn said original petition, and now present to the Council another petition, praying for



the exclusion and dis-annexation of certain territory lying east of White River and west of the Mill Race. Your committee find on examination that the petitioners on the last mentioned petition own all the lands mentioned in said last petition; and we recommend that said petition be granted, and that the resolution accompanying the same be adopted.

C. S. DENNY, Mayor,  
WM. L. TAYLOR, City Attorney,  
S. H. SHEARER, City Civil Engineer,

Isaac Thalman,  
John H. Herig,  
A. L. Newland,  
Committee on Boundary.

WHEREAS, A petition has been presented to the Common Council and Board of Aldermen of the City of Indianapolis, by Louisa A. Wright, James O. Yohn, Henry D. Pierce, for himself and as agent, Magdalena Maus, Jay G. Voss, Helen M. Rockwood, Helen R. Edson and William E. Rockwood, who are the sole owners of certain parcels of lands not laid off in lots, and adjoining the City of Indianapolis, praying for the dis-annexation and exclusion from the said city said tracts or parcels of land, described as follows, to-wit: "Beginning at the southwest corner of Lot thirteen (13), in Samuel Patters n, Stoughton A. Fletcher, Jr., and James M. Ray's subdivision of part of the west part of Out-lot 149, in Indianapolis, and of the south forty (40) acres of fractional Section three (3), Township fifteen (15), north of Range three (3) east, recorded in Plat Book two (2), page 113, in the Recorder's office of Marion county, Indiana, and running thence northeastwardly along the north line of said Lot 13 and Lot nine (9), of said subdivision, to the south line of Lot four (4) of said subdivision; thence east along the south line of said Lot four (4), to a point on the east bank of the Mill Race; thence northwestwardly along the east bank of said Mill Race to the north line of the Cincinnati and Indianapolis Railroad's subdivision of the middle part of Section three (3), Township fifteen (15), north of Range three (3) east, as shown in Plat Book one, page 340, in the Recorder's office of Marion county, Indiana; thence west along the north line of Lots three and four, of said subdivision, to the east bank of White River; thence southeastwardly along the east bank of White River to the place of beginning."

Therefore, Resolved, That all of said described tract of land and lots be, and they are hereby, excluded and dis-annexed from the City of Indianapolis, Indiana, and hereafter shall form no part of said city: *Provided*, that this resolution shall not, in any way, release the said lands from any taxes heretofore accrued thereon.

Which report was received, and the resolution adopted, by the following vote:

AYES, 18—viz: Councilmen Benjamin, Burns, Cummings, Dunn, Haugh, Herig, Howes, Mack, Markey, McClelland, McGroarty, Newland, Rooker, Smith, Smither, Stuckmeyer, Thalman, and Waterman.

NAYS—None.

The following message was read:

To the Mayor and Common Council:

*Gentlemen:*—The Board of Aldermen, at a regular session held this evening April 12, 1886, concurred in the following report of the Committee on Sewers and Drainage, and adopted the amendments to S. O. 10, 1885, as recommended by the committee, and passed the ordinance as amended.

I submit the same for your consideration.

For the Board of Aldermen:

JOSEPH T. FANNING, Clerk.

To the President and Board of Aldermen:

*Gentlemen:*—Your Committee to whom was referred Special Ordinance No. 10, 1885, being an ordinance providing for the construction of a brick sewer in and

along New Jersey street, from Washington street to New York street, have had the same under consideration, and recommend that Section 1 be amended by striking out the words "out of the Special Sewer Fund," and adding the following in lieu thereof: "by said city, out of any money in the treasury not otherwise appropriated, except an amount equal to one dollar and fifty cents per front foot on each side of said New Jersey street, along the line of said sewer, which said sum of one dollar and fifty cents per front foot on each side, shall be assessed against and collected from the property owners, as provided by law." Also, that Section 2 be amended by striking out the words "to be received December 1st, 1885." And when so amended, your committee recommends the passage of said ordinance.

Respectfully submitted,

Lorenz Schmidt,

John Rail,

H. J. Prier.

Committee on Sewers and Drainage.

The report of the Committee was approved, and the amendments to G. O. 10, 1885, concurrently adopted, by the following vote:

**AYES**, 23—viz: Councilmen Benjamin, Burns, Cummings, Dunn, Edenharter Haugh, Herig, Howes, Mack, Markey, McClelland, McGroraty, Newland, Pearson, Reinecke, Reynolds, Rooker, Smith, Smither, Stuckmeyer, Swain, Thalman, and Waterman.

**NAYS**—None.

Councilman Burns presented the following remonstrance; which was ordered filed:

*Indianapolis, March 24, 1886.*

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—The undersigned, owners of real estate fronting on Dorman street, between Michigan and St. Clair streets, respectfully remonstrate against the passage of an ordinance providing for paving with brick the east side of Dorman street, between Michigan and St. Clair streets.

Henry C. Roesener, 35 feet; Henry Holtmann, 35 feet; John Krabbe, 35 feet; Clary Oglesby, 35 feet; George Bunzel, 35 feet; Martin Breen, 35 feet; John Helm, 35 feet; David G. Kern, 35 feet; W. Dehne, 140 feet; George Randall, per J. K. Sharpe, Jr., 70 feet; Fred. Trendelmann, 35 feet; Timothy Donohue, 35 feet; Jas. McCarty, 35 feet; Daniel Sullivan, 35 feet.

#### INTRODUCTION OF GENERAL AND SPECIAL ORDINANCES.

Under this order of business the following entitled ordinances were introduced, and severally read the first time:

By Councilman Cummings:

S. O. 79, 1886—An ordinance to provide for grading and paving with brick, the south sidewalk of Vermont street, from Mississippi street to Ellsworth street, where not already done.

G. O. 18, 1886—An ordinance authorizing the C., C., C. & I. R. R. Co. to lay a switch track across New York street, at a point about 150 feet east of Pine street.

On motion, the above ordinance (G. O. 18, 1886,) was referred to the Committee on Railroads and Councilman Edenharter, with instructions to report at next meeting.

By Councilman Edenharter:

S. O. 80, 1886—An ordinance to provide for grading and paving with brick, the east sidewalk of Pine street, from Market street to Washington street.

By Councilman McClelland:

S. O. 81, 1886—An ordinance to provide for grading and graveling the second alley west of the intersection of Noble street and Massachusetts avenue, from Massachusetts avenue to Noble street.

By Councilman Rooker:

G. O. 19, 1886—An ordinance repealing an ordinance entitled "An ordinance granting the American Co-operative Electric Company the privilege of using the streets and alleys of the City of Indianapolis in constructing, maintaining and operating lines of Telephone therein, and in furnishing electric light to said city and its inhabitants."

G. O. 20, 1886—An ordinance to repeal an ordinance entitled "An ordinance granting to the Indiana Overland Telephone and Telegraph Company the privilege of using the streets and alleys of the City of Indianapolis in constructing, operating and maintaining lines of Telephone in said city."

Councilman Rooker moved that the Rules be suspended for the purpose of placing G. O's. 19 and 20, 1886, on their final passage.

Which failed of adoption, by the following vote:

AYES, 16—viz: Councilmen Benjamin, Burns, Cummings, Dunn, Edenharter, Haugh, Howes, McClelland, McGroarty, Newland, Pearson, Reinecke, Reynolds, Rooker, Smith, and Stuckmeyer.

NAYS, 9—viz: Councilmen Coy, Dell, Herig, Mack, Markey, Smither, Swain, Thalman, and Waterman.

G. O. 21, 1886—An ordinance authorizing the C., I., St. L. & C. R. R. Co. to lay a switch track across Fifth street.

By Councilman Smith, which was referred to the Committee on Public Light:

S. O. 82, 1886—An ordinance to provide for the erection of one lamp-post, lamp and fixtures (complete to burn gas, except the service pipes), on the south side of Second street, between Delaware and Pennsylvania streets.

By Councilman Stuckmeyer, which was referred to the Committee on Public Light:

S. O. 83, 1886—An ordinance to provide for the erection of lamp-posts, lamps and fixtures (complete to burn gas, except the service pipes), on Lord street, between Noble and Pine streets.

## INTRODUCTION OF MISCELLANEOUS BUSINESS.

Councilman McGroarty offered the following motion; which was referred to the Board of Public Improvements:

That the Street Commissioner is hereby directed to lay stone crossings on Garden street, at Tennessee street.

The Committee on Railroads, through Councilman Pearson, submitted the following report; which was received:

To His Honor, the Mayor, Common Council and Board of Aldermen:

*Gentlemen.*—Your Committee on Railroads have looked carefully into the ordinance granting the C., I., St. L. & C. R. R. Co. the right to erect and maintain a switch across Fifth street, and recommend said ordinance be passed.

Respectfully submitted,

John R. Pearson,  
C. McGroarty,  
C. E. Haugh,  
Committee on Railroads.

Councilman Rooker offered the following resolution; which was referred to the Committee on Water:

*Resolved.* That the Indianapolis Water Company be directed to extend water mains on Meridian street to Twelfth (12th) street, and that the City Clerk be directed to notify said company of the passage of this resolution; and the Chief Fire Engineer is directed to superintend the placing of the fire hydrants along said line, in accordance with the terms of the contract now existing between said company and the city.

Councilman Smith offered the following motion; which was adopted:

That the City Civil Engineer be, and is hereby, directed to notify the Gas Company to remove the first lamp-post on the west side of Alabama street, north of Fort Wayne avenue, and place the same on Pratt street, at the alley between Delaware and Alabama streets.

Councilman Smither offered the following motion; which was adopted:

That Mr. Fred. Lockman be allowed to put down cement or stone flagging in front of his residence on west St. Clair street, at his own expense, and under the supervision of the City Civil Engineer.

The following message was read, and the action of the Board concurrently adopted:

To the Mayor and Common Council:

*Gentlemen.*—The Board of Aldermen, at its regular session held March 22, 1886, adopted the following motion:

“That the C., H. & D., and the C., St. L. & P. R. R. Companies be notified to remove their flag-house on Michigan avenue and Oriental street, in ten days; and if not removed in that time, the work to be done by the Street Commissioner, at the said companies' expense.”

For the Board of Aldermen:

JOSEPH T. FANNING, Clerk.

Councilman Stuckmeyer offered the following motion; which was referred to the Special Committee on Fire Department:

That the Chief Fire Engineer be, and he is hereby, directed to purchase a four-wheeled hose wagon, and place the same at No. 3 Engine House, in lieu of the two-wheeled wagon located there.

Councilman Swain presented the following remonstrance; which was ordered filed with S. O. 77, 1886:

To the Mayor, Common Council and Board of Aldermen:

*Gentlemen:*—The undersigned, owners of real estate fronting on the first alley east of Park avenue, between Christian avenue and Butler street, would respectfully remonstrate against the passage of an ordinance pending, providing for the grading and graveling of the first alley east of Park avenue, between Christian avenue and Butler street.

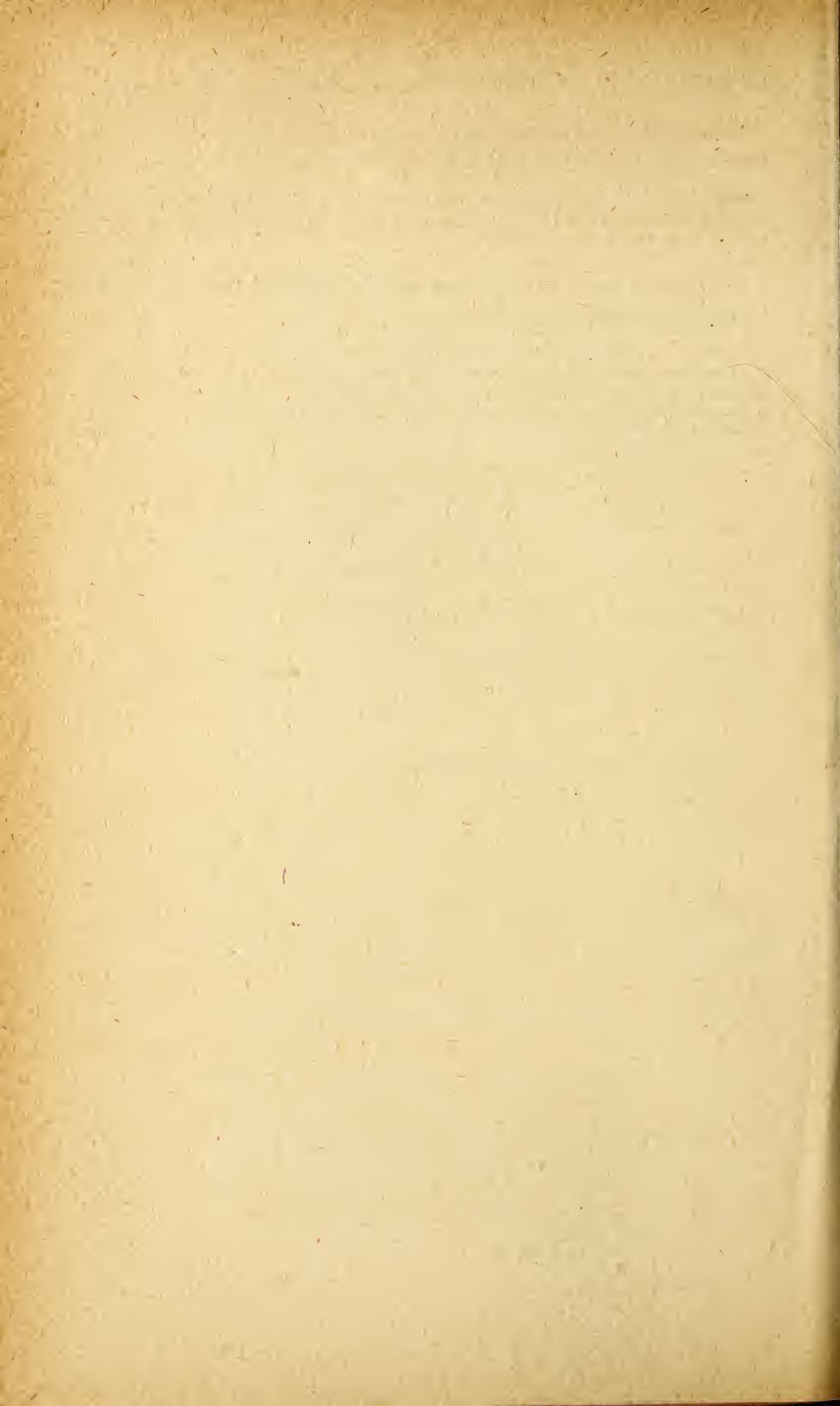
Richard E. and Mary I. Birch, 127 feet; Charity Dye, 40 feet; Mrs. Mary Rosengarten, 27½ feet; Mrs. Mary Ward, 48½ feet; C. E. Heinrichs, 48½ feet; L. T. Burnham, by Jno. S. Spann & Co., agents, 40 feet; Mrs. D. E. Gregory, 40 feet; S. N. Gold, 30 feet; Egan & Treat, 48½ feet; F. C. Holliday, 48½ feet.

On motion the Common Council then adjourned.

C. S. DENNY, Mayor,

President of the Common Council.

Attest: MICHAEL F. SHIELDS, Clerk.



# PROCEEDINGS OF BOARD OF ALDERMEN.

REGULAR SESSION—APRIL 12, 1886.

The Board of Aldermen of the City of Indianapolis, met in the Aldermanic Chamber, Monday evening, April 12th, A. D. 1886, at 7:30 o'clock, in regular session.

PRESENT—Hon. Thomas E. Endly, President of the Board of Aldermen, in the Chair, and Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, and Wright—10.

ABSENT—None.

The Proceedings of the Board of Aldermen for the regular sessions held March 22d, 1886, having been printed and placed on the desks of the Aldermen, said Journals were approved as published.

## MESSAGES AND PAPERS FROM THE COMMON COUNCIL.

The following message was read:

To the President and Members of the Board of Aldermen:

*Gentlemen:*—I submit herewith the following papers for your consideration, favorably passed upon by the Common Council, at an adjourned session held March 22d, 1886.

For the Common Council:

MICHAEL F. SHIELDS, City Clerk.

The following motions (see pages 196, 197 and 198, *ante*), were read and concurrently adopted:

That a permit be granted to lay a bowldered walk, for a horse, three feet wide, across the sidewalk at 257 north West street, for W. H. Miner; work to be done at his own expense, and under the direction of the City Civil Engineer.

That the Citizens' Street Railway Company be granted an extension of thirty days time in which to begin work on north Mississippi street.

That C. J. W. Shearer be, and is hereby, granted permission to bowlder a driveway across the sidewalk in front of his property on Omer street, at his own expense, and under the direction of the City Civil Engineer.

The petition from the officers of the German Orphan Home (see page 197, *ante*), was read, and the action of the Council concurred in.

The Agreement between the City of Indianapolis and the Metropolitan Militia Reserve (see pages 189 and 190, *ante*), was read, and the action of the Council *non* concurred in.

The following entitled ordinances (passed by the Common Council—see pages 192 and 193, *ante*), were read the first time:

G. O. 46, 1885—An ordinance requiring the I. B. & W., and C., C., C. & I. Rail road Companies to maintain a Flagman at the crossing of Newman street.

On motion, the above ordinance was referred to the Committee on Railroads.

S. O. 118, 1885—An ordinance to provide for grading and graveling the first alley south of McCarty street, from Greer street to Beatty street.

S. O. 126, 1885—An ordinance to provide for grading and graveling the first alley south of Second street, from Illinois street to Superior street.

S. O. 36, 1886—An ordinance to provide for grading and paving with brick, the sidewalks of Seventh street, from Mississippi street to the C., I., St. L. & C. R. R. tracks.

The following message was read and received:

“To the President and Members of the Board of Aldermen:

I *Gentlemen*: The Common Council, at an adjourned session held April 7th, non-concurred in your action, in ordering one hundred copies of the rules of your honorable body to be printed.

I submit the same for your consideration.

For the Common Council:

MICHAEL F. SHIELDS, City Clerk.

The following message was read:

To the President and Members of the Board of Aldermen:

*Gentlemen*:—I submit herewith the following papers for your consideration, favorably passed upon by the Common Council, at an adjourned session held April 7th, 1886.

For the Common Council:

MICHAEL F. SHIELDS, City Clerk.

The following report from His Honor, the Mayor, and the City Clerk (see pages 213 and 214, *ante*), was read and approved:

To the Common Council and Board of Aldermen of the City of Indianapolis:

*Gentlemen*:—The undersigned would respectfully report that they did, in pursuance of the resolution concurrently adopted by your honorable bodies on March 8th, and the instructions of your Finance Committees, execute Time Warrants of the city to the amount of \$32,100, drawing 4 per cent. interest per annum, dated April 1st, and maturing December 1st, 1886, payable at the County Treasurer's office in this city, and other warrants to the amount of \$67,900, drawing 4½ per cent., dated April 1st, and maturing December 1st, 1886, payable in New York—all of which were negotiated at par.



We did not negotiate the loan of seven thousand four hundred and forty dollars (\$7,440.00) to meet the interest on certain of the city's outstanding bonds, as authorized by your honorable bodies, for the reason that there was sufficient funds in the hands of the Treasurer to meet said interest.

Respectfully submitted,

C. S. DENNY, Mayor.

MICHAEL F. SHIELDS, City Clerk.

The report from the City Clerk (see pages 213 and 214, ante); showing the amount of orders drawn upon the city treasury during the month of March, 1886, was read and received.

The report from the City Clerk (see page 214, ante), showing notice served on the Indianapolis Water Company, was read and received.

The report from the City Civil Engineer (see page 215, ante), of estimate of the cost of protecting Sellers Farm by break-waters, was read and received.

The following report from the City Civil Engineer was read, and the action of the Common Council thereon (see page 216, ante), was concurred in:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith report the following estimates of work done according to contract:

A first and final estimate in behalf of Joseph Bernauer, for grading and paving with brick the north sidewalk of Ninth street, from Tennessee street to the first alley east of Tennessee street.

252 lineal feet, at 29 cents.....	\$73 08
7.82 square yards of bowldering, at 55 cents.....	4 30
	\$77 38

A first and final estimate in behalf of J. W. Cooper & Co., for grading and bowldering the south gutter of Noble street, from Pennsylvania street to Meridian street

420 lineal feet, at 46 cents.....	\$193 20
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A first and final estimate in behalf of Fred. Gansberg, for grading and graveling the first alley south of Prospect street, from Olive street to the first alley west of Olive street.

320 lineal feet, at 15 cents.....	\$48 00
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A first and final estimate in behalf of Fulmer & Seibert, for grading and bowldering the north gutter of Merrill street, from Alabama street to the J., M. & I. Railroad tracks.

603.60 lineal feet, at 33 cents.....	\$199 18
1.25 square yards re-bowldering, at 25 cents.....	37
	\$199 55

A first and final estimate in behalf of J. R. Miller, for painting the following bridges, according to contract:

New York street bridge over the Canal.....	\$ 48 00
Vermont street bridge over the Canal.....	60 00

North street bridge over the Canal.....	48 00
Walnut street bridge over the Canal. ....	34 00
First street bridge over the Canal.....	20 00
Third street bridge over the Canal.....	20 00
Fifth street bridge over the Canal.....	30 00
Indiana avenue over Fall Creek.....	160 00
	\$420 00

A first and final estimate in behalf of John W. Cooper & Co. for grading, bowldering and curbing the south gutter of First street, from Tennessee street to Mississippi street.

494.16 lineal feet of bowldering, at 38 cents.....	\$187 78
443.95 lineal feet of curbing, at 38 cents.....	168 70
63.80 lineal feet of double walk-stone, at 60 cents.....	38 28
42.50 lineal feet of curb re-set, at 7 cents.....	2 97
9.60 square yards brick re-laid, at 25 cents.....	2 40
	\$400 13

Respectfully submitted,

S. H. SHEARER, City Civil Engineer.

The following estimate resolution (see page 217, *ante*), was read:

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of Joseph Bernauer, for grading and paving with brick, the north sidewalk of Ninth street, from Tennessee street to the first alley east of Tennessee street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote:

**AYES**, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

**NAYS**—None.

The following estimate resolution (see page 217, *ante*), was read:

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of J. W. Cooper & Co., for grading and bowldering the south gutter of North street, from Pennsylvania street to Meridian street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote:

**AYES**, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

**NAYS**—None.

The following estimate resolution (see page 217, *ante*), was read:

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of Fred. Gansberg, for

grading and graveling the first alley south of Prospect street, from Olive street to the first alley west of Olive street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following estimate resolution (see page 217, *ante*), was read:

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of Fulmer & Seibert, for grading and bowldering the north gutter of Merrill street, from Alabama street to the J., M. & I. Railroad tracks, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following estimate resolution (see page 218, *ante*), was read:

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the accompanying first and final estimate in behalf of J. W. Cooper & Co., for grading, bowldering and curbing the south gutter of First street, from Tennessee street to Mississippi street, be, and the same is hereby, adopted as the estimate of the Common Council and Board of Aldermen of said city; and that the property owners are hereby required to pay the sums set opposite their respective names.

And it was concurrently adopted by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The report from the Rental Agent (see page 218, *ante*), was read and received.

The report from the Superintendent of the City Dispensary for March, 1886, was read and received.

The report from the Board of Health (see page 219, *ante*), was read and received.

The Board of Public Improvements and Street Commissioner, showing the monthly expenditures (see page 219, *ante*), was read and received.

The report from the Committee on Finance, showing the amount of the late Treasurer Pattison's deficit; also recommending the purchase of certain Lots in Greenlawn Cemetery (see pages 219 and 220, *ante*), was read and received, and the recommendation adopted.

The report from the Committee on Judiciary, the City Attorney and the Mayor, relating to the Central Union Telephone Company (see pages 220 and 221, *ante*), was read and concurrently approved.

The following resolution (see page 222, *ante*), was read:

*Be it Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That all resolutions heretofore passed, granting to the Central Union Telephone Company the right and privilege of erecting, maintaining and operating telephone lines on the streets and alleys of the City of Indianapolis, Indiana, be, and the same are hereby, repealed.*

And it was concurrently adopted by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The report from the Special Fire Committee, to place a fire-alarm box at the Corner of Orange and Laurel streets (see page 224, *ante*), was read and concurrently adopted.

The report from the Special Fire Committee on hose wagon at No. 10 Reel House (see page 225, *ante*), was read, and referred to the Committee on Fire Department.

The report from the Committee on Streets and Alleys, on the petition of E. S. Elder et al (see page 226, *ante*), was read and concurred in.

The following resolution (see pages 233 and 234, *ante*), was read:

WHEREAS, Certain lots and parcels of lands adjoining the City of Indianapolis, Marion county, Indiana, and described in the following resolution, have been laid off into city building lots, and proper plats thereof made and recorded in the office of the Recorder of Marion county, Indiana; and

Whereas, The Common Council and Board of Aldermen, pursuant to the provisions of Section 3,195, of the Revised Statutes of 1881, are desirous to extend the corporate limits of the City of Indianapolis, so as to include said lots; therefore,

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That the boundary lines of the City of Indianapolis be, and the same are hereby, extended so as to include the following contiguous territory, to-wit:*

1. Traub's west addition to the City of Indianapolis; being a subdivision of part of the southwest quarter of Section three (3), Township fifteen (15), north of Range three (3) east, in Marion county, Indiana; also, a strip of ground about fifty (50) feet front on the National Road, running north about one hundred and seventy-five (175) feet, lying immediately east and adjoining Lot one (1), in said Traub's subdivision, which lot is shown on the plat of said Traub's west addition, recorded in Plat Book 8, page 69, in the Recorder's office of Marion county, Indiana.

2. William H. Traub's addition to the City of Indianapolis; being a subdivision of part of the southwest quarter of Section three (3), Township fifteen (15), north of Range three (3) east, in Marion county, Indiana; recorded in Plat Book 8, page 83, in the Recorder's office of Marion county, Indiana.

3. Lots seven (7) to fourteen (14) inclusive, in David B. Fatout's subdivision of the south part of the northwest quarter of Section three (3), Township fifteen (15), north of Range three (3) east, in Marion county, Indiana; recorded in Plat Book two (2), page 120, in the Recorder's office of Marion county, Indiana.

Which said lots and parcels of lands above described shall hereafter form a part of said city, and be within the jurisdiction of the same.

*Resolved, further,* That the City Clerk be, and he is hereby, directed to file a certified copy of the foregoing preamble and resolution, and the action of the Common Council and Board of Aldermen thereon, in the office of the Recorder of Marion county, Indiana, who is authorized and directed to record the same.

And it was concurrently adopted by the following vote:

**AYES**, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

**NAYS**—None.

The following resolution (see pages 235 and 236, *ante*), was read:

**WHEREAS**, Ellen Powers, who owns the lot on the northeast corner of East and Morris streets, known as Lot number 63, of Vajen's subdivision of Out lot 108, and also claims title to certain of the real estate lying adjacent thereto on the north and east of said lot, by virtue of a quit-claim deed from John H. Vajen, recently executed to her; and

*Whereas*, The city is desirous of obtaining said Lot 63 for the purpose of widening Morris street at said point, thus providing a better and safer turn at said corner; and

*Whereas*, All previous attempts to obtain said Lot 63 by condemnation proceedings, or by exchange of said lot for any interest the city may own in the surrounding real estate on the east and north, formerly composing Japan street, have failed; and

*Whereas*, Said Ellen Powers and her husband now propose to make a good and sufficient warranty deed to the City of Indianapolis for street purposes, for the greater part of said Lot 63, and a quit-claim deed to said city for street purposes, for strips north and east of said lot, provided the city will give her a quit-claim for all the balance of said real estate east to Lot number 17, of Section one of Martindale & Stilz's addition, and north to the first alley north of Morris street, and the sum of \$75.00 cash, to enable her to move her house now situated on said Lot 63 to the ground north thereof; and

*Whereas*, It is believed to be to the interest of the city to have said Morris street widened, as aforesaid, and that it can well afford to quit-claim any and all interest it may have in the ground referred to, formerly used and known as Japan street, and pay said sum of \$75.00 in exchange for said Lot 63; now, therefore, be it

*Resolved by the Common Council and Board of Aldermen of the City of Indianapolis,* That the Mayor be, and he is hereby, directed to execute a quit-claim deed on behalf of the City of Indianapolis, to Ellen Powers for the following described real estate in said city, to-wit: Beginning at a point forty (40) feet north of the northeast corner of Morris and East streets, on the east line of East street; running thence north to the south line of the first alley; thence east along the south line of said alley to the east line of Lot 17, of Section one (1) of Martindale & Stilz's addition, owned by Thomas Hopkins; thence south along the west line of said lot, to a point six (6) feet north of Morris street; thence west ten (10) feet; thence northwesterly to the place of beginning.

*Provided, however,* Said deed shall not be delivered until said Ellen Powers and her husband execute to the City of Indianapolis, for the purposes of a public street, a warranty deed for all that part of Lot 63, of Vajen's subdivision of Out-lot 108, not included in the above description, and a quit-claim deed for all the balance of the real estate north of Morris street and south of the last two lines above described, and has satisfied said Mayor that her title to said Lot 63, is wholly unincumbered.

*And Resolved further,* That the city will pay to said Ellen Powers the said sum of \$75.00 as soon as she shall have removed her house off of said Lot 63, and given undisputed possession thereof to the city.

And it was concurrently adopted by the following vote:

AYES, 9—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following resolution (see page 237, *ante*), was read:

*Resolved,* That the Hospital Board be, and are hereby, authorized to purchase a small library and case for the same, at an expense of not to exceed \$150.00, the same to be placed in the City Hospital, for the use of the occupants of the same.

And it was concurrently adopted by the following vote:

AYES, 9—viz: Aldermen Brown, Crosby, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS, 1—viz: Alderman King.

The following motions (see pages 234, 237 and 238, *ante*), were read and concurrently adopted:

That the City Sexton be ordered to not allow any of the county paupers' bodies buried in the lots bought for city purposes.

That D. Hutchings be, and is hereby, granted permission to pave with brick the sidewalk in front of his property, at his own expense, and under the direction of the City Civil Engineer.

That the Street Commissioner be directed to put men to raising and repairing all stone crossings where necessary, and to keep it up until all are in good repair.

The following motion (see page 234, *ante*), was read, and referred to the Committee on Water:

That the proper persons be ordered to fix the Fountain on Indiana avenue and New York street, so as to prohibit the flow of water from the sidewalk.

The following motion (see page 235, *ante*), was read, and referred to the Committee on Fire Department:

That the Chief Fire Engineer be, and is hereby, instructed to move the fire-alarm box from the corner of Michigan and Delaware streets to the corner of North and Alabama streets.

The following petitions (see pages 236 and 238, *ante*), were read, and the favorable action of the Common Council concurred in:

To the Mayor, Common Council and Board of Aldermen of the City of Indianapolis, Ind:

*Gentlemen:*—I petition your honorable bodies to grant me the privilege of paving my sidewalk, on Seventh street, in this city, with flag-stone or brick, under the supervision and approval of the City Civil Engineer. My property is on the north side of west Seventh street, and is eighty (80) feet front.

Respectfully submitted,

FRANK HINDMAN.

To the Mayor, Common Council and Board of Aldermen :

*Gentlemen:*—The undersigned respectfully makes application for license to sell at auction in the City of Indianapolis; such license to be issued for one year, or one or more quarters of a year. Such license to be issued on payment of legal license fees. Respectfully submitted, T. E. DAWSON.

The contract and bond of Laakman & Sherer, to construct the cement sidewalks for the new City Building (see page 238, *ante*), was read, and concurrently awarded and approved.

The contract and bond of C. W. Meikel, for furnishing the gas fixtures of the new City Hall building (see page 239, *ante*), was read, and concurrently awarded and approved.

The following entitled ordinance (passed by the Common Council—see page 222, *ante*), was read the first time :

G. O. 10, 1886—An ordinance to repeal an ordinance entitled “An ordinance granting E. W. Gleason and his associates, under the name and style of the ‘Indiana District Telephone Company,’ the privilege of using the streets and alleys of the City of Indianapolis in constructing, operating and maintaining lines of telephones in said city,” ordained and established the 17th day of February, 1879.

On motion by Alderman King, the Rules were suspended for the purpose of placing G. O. 10, 1886, on its final passage, by the following vote :

AYES, 9—viz: Aldermen Brown, Crosby, King, Laut, Prier, Rail, Schmidt, Wright, and President Endly.

NAYS, 1—viz: Alderman Pritchard.

The ordinance was then read the second time, and then read the third time and passed, by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

Alderman Laut moved to reconsider the vote by which G. O. 10, 1886, was passed.

Almerman Prier moved to lay that motion on the table.

Which was adopted.

The following message was read:

To the President and Members of the Board of Aldermen :

*Gentlemen:*—I submit herewith for your consideration, the following papers, favorably pressed upon by the Common Council at an adjourned session held this, Monday evening, April 12th, 1886.

For the Common Council:

MICHAEL F. SHIELDS, City Clerk.

The following resolution (see page 241, *ante*), was read:

*Resolved*, That the Indianapolis Water Company be, and is hereby, directed to lay water mains on Benton street, between Lord street and English avenue, and that the City Clerk be, and is hereby, directed to notify said company of the passage of this resolution; and the Chief Fire Engineer is directed to superintend the

placing of the fire hydrants along said line, in accordance with the terms of the contract now existing between said company and the city.

And it was concurrently adopted by the following vote:

AYES, 9—viz: Aldermen Brown, Crosby, King, Laut, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following resolution (see page 245, *ante*), was read:

WHEREAS, The City of Indianapolis is in present need of funds to meet its current running expenses, which, for the month of April, will amount to the sum of \$20,000 00 over and above the money now in the hands of the County Treasurer belonging to said city which said Treasurer now admits may be paid out on the city's warrants; and,

Whereas, It has therefore become necessary to provide for such present necessities by making temporary loans in anticipation of the city's current year's revenues; therefore, be it

Resolved by the Common Council and Board of Aldermen of the City of Indianapolis, That a temporary loan of twenty thousand dollars (\$20,000.00) for said city, be, and the same is hereby, authorized and ordered to be negotiated; and the Mayor and City Clerk are hereby authorized to draw the warrant of said city for said amount due on or before May 13, 1886, drawing interest not exceeding (5) five per cent. per annum.

Alderman Schmidt moved to *non-concur* in the action of the Common Council in adopting the above resolution.

Which motion failed of adoption, by the following vote:

AYES, 4—viz: Aldermen Laut, Prier, Rail and Schmidt;

NAYS 6—viz: Alderman Brown, Crosby, King, Pritchard, Wright, and President Endly.

The resolution was then concurrently adopted, by the following vote:

AYES, 6—Aldermen Brown, Crosby, King, Pritchard, Wright, and President Endly.

NAYS 4,—viz: Aldermen Laut Prier, Rail, and Schmidt.

The following report, proposition and resolution (see pages 243 and 244, *ante*), were read:

To the Mayor, Common Council and Board of Aldermen:

Gentlemen:—I herewith submit the proposition from the bondsmen of Isaac N. Pattison, late City Treasurer, for settlement of their liability on said bond.

WM. L. TAYLOR, City Attorney.

IN THE MARION SUPERIOR COURT.

The State of Indiana <i>ex. rel.</i> City of Indianapolis vs. Isaac N. Pattison.	}	No. 35,143. Suit on Bond.
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W. L. TAYLOR, Esq., City Attorney:

Dear Sir:—The sureties upon the official bond of Isaac N. Pattison, late City Treasurer, submit the following proposition by way of compromise and settlement of the above entitled cause of action against them:



They will pay to the city \$30,000.00 cash in hand, and execute their promissory note for \$6,000.00, due six months after date, bearing interest at 5 per cent; their note for \$7,000.00 payable twelve months after date, bearing like interest, and their note for \$7,000.00, payable eighteen months after date, bearing like interest—making in all \$50,000.00. They will also guarantee that the property known as the "Pattison assets," now in the hands of Mr. Byfield, shall realize to the city the further sum of \$18,000.00; but in case a greater sum is realized therefrom, the excess shall be credited or belong to them.

Upon the complete fulfillment of the above conditions, they and each of them, to be released and forever discharged from all liability upon the said bond.

BURNS & SIDENSTICKER,  
Of council for sureties.

WHEREAS, It is proposed on the sureties on the bond of I. N. Pattison, late City Treasurer, to pay for their release from said bond the sum of \$68,000.00 as follows, to-wit: \$30,000.00 cash, and \$6,000.00 due in six months after date, with 5 per cent. interest; their note for \$7,000.00, payable in twelve months after date, bearing like interest, and their note for \$7,000.00, payable in eighteen months after date, bearing like interest—making in all \$50,000.00;

And whereas, They will guarantee that the property known as the "Pattison assets," now in the hands of Mr. Byfield, shall realize to the city the further sum of \$18,000.00, drawing the same rate of interest, and shall be paid within two years after date; but in case a greater sum is realized therefrom, the excess shall be credited or belong to them; therefore,

Be it resolved by the Common Council, That the Mayor, President, and Vice-President of the Board of Aldermen and the City Attorney be, and they are hereby, authorized to accept said proposition, and close the same with said bondsmen, and receive the cash and approve of the security and guarantee offered, and make and sign the proper agreement between the city and said bondsmen, with the provision and agreement that said bondsmen only are to be released, and said Pattison held liable to the city on his bond, and upon the completion of said settlement and compromise between the city and his sureties, the City Attorney is authorized and directed to dismiss the suit now pending on said Pattison's bond, so far as the same is pending against said bondsmen.

Alderman Pritchard moved that the proposition be accepted, and the resolution concurrently adopted.

Which failed of adoption, by the following vote:

AYES, 5—viz: Aldermen Brown, Crosby, Pritchard, Wright and President Endly.

NAYS, 5—viz: Aldermen King, Laut, Prier, Rail, and Schmidt.

The following communication from the Board of Metropolitan Police, (see page 244, *ante*), was read, and referred to the Committee on Judiciary.

Indianapolis, Ind., April 12, 1886.

To the Mayor, Common Council and Board of Aldermen of the City of Indianapolis:

Gentlemen:—We respectfully report to your honorable bodies that the property adjoining the Station House on the south, 27½ feet front, can be purchased by the city for the use of the Police Department, for the sum of twenty-five hundred dollars; and we recommend the purchase at that price.

J. W. Murphy,  
Chas. Schurmann,  
M. A. Downing,  
Metropolitan Police Commissioners."

The following report from the Committee on Finance (see page 245, *ante*), was read:

To the Mayor and Common Council:

*Gentlemen:*—Your Finance Committee, to whom was referred two petitions for erecting lightning rods on the new City Hall, respectfully report that in our opinion, rods should be erected. We also believe that A. J. Munson has the best rod. His proposition is to put it up in the most approved manner, and to the entire satisfaction of the Building Committee, for \$500.00, which price we consider low for the kind of rod he proposes to furnish. We submit the matter for your consideration.

Respectfully submitted,

Isaac Thalman,  
John R. Pearson,  
J. F. Reinecke,  
Joseph H. Howes,  
Committee on Finance.

The following motion (see page 246, *ante*), was read and *not* concurrently adopted:

That the City Hall Committee be instructed to have the City Hall properly roded with lightning rods, and that the Munson proposition be accepted.

Alderman Prier moved to reconsider the vote by which the Board refused to concurrently adopt the above motion.

President Endly moved to lay the motion on the table; which was adopted.

Alderman moved to reconsider the vote by which the Board failed to concurrently adopt the resolution accepting the proposition made by the bondsmen of ex City Treasurer Pattison, and that the resolution be referred to the Committee on Finance; which was adopted, the vote reconsidered and the resolution so referred.

The City Attorney submitted the following report, which was read and received:

To the Board of Aldermen:

*Gentlemen:*—I was requested, by motion at your last meeting, to report what amount can be lawfully collected per foot against property owners on streets where sewers are to be constructed.

The charter provides that the city can provide for the assessment of benefits upon the owners of lots and lands benefitted by the sewer. Such estimates can not exceed ten (10) per cent. of the value of such lots and lands as they are assessed upon the tax duplicate for any one year. This is the only limit fixed by law.

Respectfully submitted,

WM. L. TAYLOR, City Attorney.

#### APPROPRIATION ORDINANCES.

This being the regular appropriation night, the following entitled Appropriation Ordinances (passed by the Common Council) were placed on their final passage without a suspension of the Rules.

The following entitled ordinance was read the first and second times, and then read the third time:

Ap. O. 17, 1886—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the Fire Department. [Amount appropriated, \$989.57.]

And it was passed by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endley.

NAYS—None.

The following entitled ordinance was read the first and second times, and then read the third time:

Ap. O. 18, 1886—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of the City Hospital and Branch. [Amount appropriated, \$1,451.60.]

And it was passed by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endley.

NAYS—None.

The following entitled ordinance was read the first and second times, and then read the third time:

Ap. O. 19, 1886—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis. [Amount appropriated \$21,027.69.]

And it was passed by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endley.

NAYS—None.

The following entitled ordinance was read the first and second times, and then read the third time:

Ap. O. 20, 1886—An ordinance appropriating money for the payment of sundry claims against the City of Indianapolis, on account of Station House. [Amount appropriated, \$541.52.]

And it was passed by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endley.

NAYS—None.

The following entitled ordinance was read the first and second times, and then read the third time:

Ap. O. 21, 1886—An ordinance appropriating money for the payment of the compensation of the officers and members of the Fire and Police Departments, the Committee Clerk and City Janitor. [Amount appropriated, \$8,850.83.]

And it was passed by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright and President Endley.

NAYS—None.

Alderman Brown, in behalf of the Committee on Finance, submitted the following report :

To the President and Members of the Board of Aldermen :

Your Committee on Finance, to whom was referred the proposition of the sureties of the late Treasurer, I. N. Pattison, recommend that the same be accepted.

M. L. Brown,

H. W. Laut,

Committee on Finance.

Alderman Schmidt, of the same committee, submitted the following minority report :

I non-concur in the above report.

Lorenz Schmidt,  
Member of the Finance Committee.

Alderman Brown, moved to *non-concur* in the minority report ; which was adopted by the following vote :

AYES, 6—viz: Aldermen Brown, Crosby, Laut, Pritchard, Wright and President Endly.

NAYS, 4—viz: Aldermen King, Prier, Rail, and Schmidt.

Alderman Pritchard moved the adoption of the majority report ; which was adopted by the following vote :

AYES, 6—viz: Aldermen Brown, Crosby, Laut, Pritchard, Wright and President Endly.

AYES, 4—viz: Aldermen King, Prier, Rail, and Schmidt.

And the original resolution, (see page 265, *ante*), accepting the proposition of the bondsmen of ex City Treasurer Pattison, was concurrently adopted by the following vote :

AYES, 6—viz: Aldermen Brown, Crosby, Laut, Pritchard, Wright, and President Endly.

NAYS, 4—viz: Aldermen King, Prier, Rail, and Schmidt.

Alderman Pritchard moved to reconsider the above vote, by which the resolution was concurrently adopted.

Alderman Prier moved to lay that motion on the table ; which was adopted.

The Committee on Hospital and Dispensary, through Alderman Prier, submitted the following report ; which was concurred in :

To the Members of the Board of Aldermen of the City of Indianapolis:

5 *Gentlemen*: The following communication and resolution were referred to your Committee on Hospital and Dispensary:

To the Mayor, Common Council and Board of Aldermen of the City of Indianapolis:

*Sirs*:—We, the undersigned, being a party to a contract heretofore entered into between the City of Indianapolis, Indiana, party of the first part, and Kelly, Jones & Co., party of the second part, for furnishing steam heating apparatus for the City Hospital of said city, agree that the specification requiring a No. 5 Delemeter steam pump shall be changed to a No. 5 Dean steam pump, and we hereby waive all question as to liability on said contract and the bond accompanying the same, by reason of said change.

Kelly, Jones & Co.,  
W. J. Kelly, Att'y.  
Jno. E. Dunning,  
Edward H. Dean.

*Provided*, That the proposition of Kelly & Jones Company and accompanying bondsmen, providing for the substitution of a No. 5 Dean pump for a No. 5 Delemeter pump, be accepted, and the Hospital Board, Superintendent of Hospital and the Supervising Architect be instructed to make such change in the plans and specifications of the steam heating apparatus of the City Hospital as will comply with said proposition.

We respectfully recommend that said change be made, providing it can be done without additional expense to the city.

H. J. Prier,  
M. L. Brown,  
H. W. Laut,  
Hospital and Dispensary Committee.

The Committee on Public Property, through Alderman Crosby, submitted the following reports; which were adopted:

To the President and Members of the Board of Aldermen:

*Gentlemen*:—Your Committee on Public Property, to whom was referred the item, "Rent for telephone, City Treasurer's office, \$6.53," have examined the same and recommend the amount be paid.

John S. Crosby,  
Isaac King,  
M. L. Brown,  
Committee on Public Property.

To the President and Members of the Board of Aldermen:

*Gentlemen*:—Your Committee on Public Property, to whom was referred the following communication:

"To the Common Council and Board of Aldermen:

*Gentlemen*:—I am in need of more ground for burying purposes in Greenlawn Cemetery. The city can buy lots for \$15 to \$20 each, and I suggest that a few be purchased as soon as possible.

I have been offered the north half of lot 188, as recorded in book 'AA,' page 71, owned by George Lowe, for \$7 50, and recommend that the same be purchased at once.

Respectfully,

ROBERT TURNER, City Sexton."

Recommend the purchase of the same.

John S. Crosby,  
Isaac King,  
M. L. Brown,  
Committee on Public Property.

The Committee on Streets & Alleys and Sewers & Drainage, through Alderman Schmidt, submitted the following report and resolution:

To the President and Board of Aldermen :

*Gentlemen:*—The undersigned committee, to whom was referred all papers in connection with the opening of Darnell street, from its present terminus to West street, in the meeting of the Board of Aldermen of December 29th, 1885, has examined same and all matters connected therewith carefully, and we recommend the adoption of the accompanying resolution:

*Resolved,* That the petition of J. V. McKernan, Joseph Turner and others, praying for the opening and extension of Darnell street from its present terminus to West street, be referred to the City Commissioners, with instructions to assess benefits and damages, and to make due report to the Common Council and Board of Aldermen; the Commissioners to return all petitions and notices. The City Clerk is hereby required to issue the proper notices, and the Superintendent of the Metropolitan Police is hereby directed to serve the notices upon the City Commissioners and property owners.

Respectfully submitted,

Lorenz Schmidt,  
H. J. Prier,  
John Rail,

Committee on Streets & Alleys, and Sewers & Drainage.

The report was approved and the resolution adopted, by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The Committee on Streets & Alleys and Sewers & Drainage, through Alderman Schmidt, submitted the following report and amendments :

To the President and Board of Aldermen :

*Gentlemen:*—Your committee, to whom was referred Special Ordinance No. 10 1885, being an ordinance providing for the construction of a brick sewer in and along New Jersey street, from Washington to New York street, have had the same under consideration and recommend that Section 1 be amended by striking out the words, "*out of the special sewer fund,*" and adding the following in lieu thereof, "*by said city out of any money in the treasury not otherwise appropriated, except an amount equal to one dollar and fifty cents per front foot on each side of said New Jersey street along the line of said sewer, which said sum of one dollar and fifty cents per front foot on each side shall be assessed against and collected from the property owners as provided by law.*"

Also, that Section 2 be amended by striking out the words "*to be received December 1st, 1885.*"

And when so amended your committee recommends the passage of said ordinance.

Respectfully submitted,

Lorenz Schmidt,  
John Rail,  
H. J. Prier,

Committee on Sewers and Drainage.

The report was approved, and the resolution adopted by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

Alderman King gave notice that he would at the next regular meeting move to reconsider the vote by which the Board non-concurred in the agreement between the City and the Metropolitan Militia Reserve.

Alderman Rail offered the following resolution:

*Resolved*, That the Indianapolis Water Co. be, and is hereby, directed to lay water mains on McCarty street. from West to Illinois, and that the City Clerk be, and is hereby, instructed to notify the said company of the passage of this resolution, and that the Chief Fire Engineer superintend the placing of fire hydrants along the line of said mains.

And it was adopted, by the following vote :

AYES, 8—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

#### PENDING ORDINANCES.

The following entitled ordinance was read the second time, and then read the third time:

S. O. 10, 1885—An ordinance providing for the construction of a brick sewer in and along New Jersey street from Washington street to New York street.

And it was passed by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following entitled ordinance was read the second time, and then read the third time:

S. O. 76, 1885—An ordinance to provide for grading and graveling Patterson street and sidewalks, from Vermont street to the first alley north of Vermont street.

And it was passed by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright, and President Endly.

NAYS—None.

The following entitled ordinance was then read the second time, and read the third time:

S. O. 11, 1886—An ordinance to provide for grading and paving with brick, the sidewalks of Seventh street, from Mississippi street to Meridian street, where not already done.

And it was passed by the following vote :

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright and President Endly.

The following entitled ordinance was then read the second time, and read the third time:

S. O. 30, 1886—An ordinance to provide for grading and paving with brick, the sidewalks of Coburn street, from East street to Madison avenue.

NAYS—None.

And it was passed by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright and President Endly.

NAYS—None.

Alderman Prier moved to suspend Rule 37 for the purpose of placing S. O. 118, 1885, and S. O. 36, 1886, on final passage.

Which was adopted and the Rule suspended, by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright and President Endly.

NAYS—None.

The following entitled ordinance was then read the second time, and read the third time:

S. O. 118, 1885—An ordinance to provide for grading and graveling the first alley south of McCarty street, from Greer street to Beaty street.

And it was passed by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright and President Endly.

NAYS—None.

The following entitled ordinance was then read the second time, and read the third time:

S. O. 36, 1886—An ordinance to provide for grading paving with brick, the sidewalks of Seventh street, from Mississippi street to the C. I., St. L. & C. R. R. Tracks.

And it was passed, by the following vote:

AYES, 10—viz: Aldermen Brown, Crosby, King, Laut, Prier, Pritchard, Rail, Schmidt, Wright and President Endly.

NAYS—None.

On motion, the Board of Aldermen then adjourned.

THOMAS E. ENDLY, President.

Attest: JOSEPH T. FANNING, Clerk.